

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 24, 2013

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
MICHAEL D. KOEHS, CLERK
KAREN GOODHUE, TREASURER
DINO F. BUCCI, JR, TRUSTEE
CLIFFORD W. FREITAS, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: NONE

ALSO PRESENT: Lawrence Dloski, Legal Counsel
Jerome Schmeiser, Planning Consultant
James VanTiflin, Township Engineer Director
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk KOEHS called the roll and the Board of Trustees was present.
2. Approval of Agenda Items (with any corrections)

MOTION by BUCCI seconded by FREITAS to approve the agenda as amended.

3. Approval of the Bills

MOTION by KRZEMINSKI seconded by NEVERS to approve both bill runs as presented.

4. Approval of the previous Meeting Minutes from April 10, 2013.

MOTION by KRZEMINSKI seconded by GOODHUE to approve the meeting minutes from April 10, 2013.

MOTION carried.

5. **Consent Agenda Items:**

A. Water and Sewer Department:

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1. Easement Encroachment: Gateway Farms Subdivision Lot 23, Sidwell # 08-22-428-001.
 2. Request Authorization to Pay the State of Michigan for December 2012 & March 2013 for required water samples.
 3. Request Authorization to Renew Membership for AWWA.
- B. Treasury Department:
1. Authorization to Attend MTA & MMTA Classes.
- C. Human Resources Department:
1. Request for Personal Leave of Absence-Fire Department
 2. Request Authorization to Advance Employee #1603.
- D. Building Department:
1. Request to Award Bid for 2013 Cutting Services.

MOTION by KOEHS seconded by BUCCI to approve the consent agenda.

MOTION carried.

6. Public Comments, Agenda Items Only

None.

Medstar Presentation

Koby Miller from Medstar did a presentation, indicating he wants to negotiate for administrative dispatch for the SMART program. He indicated they would staff it and make the routes more efficient. He proposed a three year contract. He was advised by the Trustees that they would review it and advise.

OLD BUSINESS

7. Proposed Amendment to Consent Judgment; Legacy Estates, located on the south east corner of Twenty Two Mile Road and North Avenue, Section 25.
(Tabled from April 10, 2013)

Legal Counsel Larry Dloski addressed this item with the Board. Petitioner Greg Windengland was also present.

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MOTION by KRZEMINSKI seconded by GOODHUE to approve the Proposed Amendment to Consent Judgment; Legacy Estates.

MOTION carried.

8. Request for Rezoning; AG to R-1; 16860 26 Mile Road; Section 05, Located on southwest corner of 26 Mile Road and Luchtman Road. Frank Karam & Susanne Dimercurio, Petitioner. Parcel No. 08-05-200-010.
(Tabled from April 10, 2013)

Planning Consultant Jerome Schmeiser addressed this item with the Board.

MOTION by KOEHS seconded by KRZEMINSKI to approve the Request for Rezoning; AG to R-1; 16860 26 Mile Road.

MOTION carried.

9. Request for an Engineering Standards Variance; Cambridge Dentistry, Located at the southwest corner of 25 Mile Road and Romeo Plank Road, Section 8.
(Tabled from April 10, 2013)

Township Engineer Jim VanTiflin addressed this item with the Board.

MOTION by BUCCI seconded by KOEHS to approve the Request for an Engineering Standards Variance; Cambridge Dentistry.

MOTION carried.

PLANNING

10. Request for Rezoning from R-1-S to R-1; Section 24. 24850 23 Mile Road, Located south of 23 Mile Road, ½ mile east of North Avenue. Permanent Parcel No. 08-24-226-019.

Planning Consultant Jerome Schmeiser addressed this item with the Board.

MOTION by BUCCI seconded by GOODHUE to approve the request for rezoning from R-1-S to R-1; Section 24. 24850 23 Mile Road.

MOTION carried.

11. Request for Temporary Certificate of Occupancy; Baker Aerospace Tooling and Machining; Located northeast corner of Corporate Drive and Enterprise Drive, Section 20.

Planning Consultant Jerome Schmeiser addressed this item with the Board.

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MOTION by KRZEMINSKI seconded by FREITAS to approve the Temporary Certificate of Occupancy for Baker Aerospace Tooling and Machining for a period of six (6) months.

MOTION carried.

12. Request for Temporary Certificate of Occupancy; Insight Eye Care; Located on southwest corner of 21 Mile Road and Card Road.

Planning Consultant Jerome Schmeiser addressed this item with the Board.

MOTION by KOEHS seconded by NEVERS to approve the Temporary Certificate of Occupancy for Insight Eye Care for a period of six (6) months.

MOTION carried.

NEW BUSINESS

13. Request for Historical Commission Use of Township Property.

Supervisor DUNN requested to use a portion of the Town Center area just north east of the Parks & Recreation Building for possible development as a historical park site. No appropriations were considered at this time.

MOTION by KRZEMINSKI seconded by KOEHS to approve the use of Township property for the Historical Commission as requested.

MOTION carried.

14. Request to Amend Code of Ordinances, Chapter 15; Regarding Water and Sewer Benefit Fees.

Township Engineer James VanTiflin reviewed the proposed amendment and stated that this would rectify a problem with fees.

MOTION by KOEHS seconded by KRZEMINSKI to amend Code of Ordinances, Chapter 15, by adding section 15-388 which will read as follows:

15-388 – Existing Multitenant Commercial Centers shall not be charged additional Water and/or Wastewater Benefit Fees for changes in use.

MOTION carried.

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15. Request for Entertainment Permit in conjunction with existing Class C Liquor License for the Hub-Section 32, 16780 21 Mile Road.

This matter was reviewed by the Board and legal counsel and there were no objections noted except for the potential for noise disturbing the residents who live nearby.

MOTION by KRZEMINSKI seconded by GOODHUE to approve the Entertainment Permit in conjunction with existing Class C Liquor License for the Hub-Section 32, 16780 21 Mile Road.

MOTION carried.

16. Review Proposed Lease Amendment by American Tower Corporation located on Water and Sewer Department Property.

Township Legal Counsel Larry Dloski addressed this item with the Board.

MOTION by FREITAS seconded by NEVERS to deny the Proposed Lease Amendment by American Tower Corporation located on Water and Sewer Department Property.

MOTION carried.

HUMAN RESOURCES DEPARTMENT

17. Authorization to Promote Employee #133.

Human Resources Director John Brogowicz addressed this item with the Board.

MOTION by KOEHS seconded by GOODHUE to approve the promotion of Employee #133, effective April 29, 2013.

MOTION carried.

18. Authorization to Extend Offer of Promotion-Lieutenant-Fire Department.

Human Resources Director John Brogowicz addressed this item with the Board.

MOTION by FREITAS seconded by NEVERS to approve and extend a Conditional Offer of Promotion as Paid on Call Fire Department Lieutenant to Sgt. Mark Bommarito.

MOTION carried.

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FIRE DEPARTMENT

19. Request to Purchase Uniforms.

Supervisor Dunn addressed this item with the Board.

MOTION by GOODHUE seconded by FREITAS to approve the purchase of uniforms for cost of three thousand three hundred one dollar sixty two cents (\$3,301.62).

MOTION carried.

Public Comments, Non-Agenda Items Only - (3 minute time limit)

None

BOARD COMMENTS

20. Supervisor Comments:

Supervisor Dunn proposed a resolution honoring a long time resident:

**Township Of Macomb
County of Macomb
State of Michigan**

**Resolution of the Board of Trustees
Honoring Emma Cusic Scott**

At a regular meeting of the Macomb Township Board of Trustees that was called to order by Supervisor Janet I. Dunn on Wednesday, April 24, 2013 at 7:00 p.m., the Following resolution was offered:

Whereas, Emma Cusic Scott was born on March 23, 1903; and

Whereas, Emma Cusic Scott has read her Bible every day until loss of sight prevented her from reading; and

Whereas, Emma Cusic Scott developed a lifelong love of cooking and ironing; and

Whereas, Emma Cusic Scott only had one overnight stay in a hospital in all of her life; and

Whereas, Emma Cusic Scott has three children, nine grandchildren, twenty six great grandchildren, twenty one great-great grandchildren and one great-great-great grandchild;

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Now Therefore Be It Resolved, that the Macomb Township Board of Trustees, in recognition of the lifetime achievements of Emma Cusic Scott, does hereby declare

April 27, 2013

Emma Cusic Scott Day

In Macomb Township

Motion by Koehs, seconded by Nevers, that this resolution be adopted.

AYES: Koehs, Nevers, Freitas, Goodhue, Krzeminski, Bucci, Dunn.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED.

21. Clerk Comments:

- a. Clerk KOEHS distributed a proposed letter of engagement from Plante & Moran regarding the review of the finances for the 41A District Court. This matter will be on the agenda for May 8, 2013.
- b. Clerk KOEHS presented the final bill adjustment for the ISI Computer Project in the amount of four thousand one dollars twenty eight cents (\$4,001.28).

MOTION by FREITAS seconded by KRZEMINSKI to pay the ISI bill in the amount of four thousand one dollars twenty eight cents (\$4,001.28).

MOTION carried

- c. Clerk KOEHS suggested to set the dates for public Workshops on the 2013-2014 Fiscal year Budget. He suggested May 15 and May 29 as the dates for these workshops.

MOTION by KOEHS seconded by GOODHUE to set the dates for Budget Workshops for May 15, 2013 and May 29, 2013.

MOTION carried.

22. Treasurer Comments:

Treasurer GOODHUE addressed the Board regarding having a workshop on May 29, 2013 pertaining to the Mission and Vision Statement.

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23. Trustees Comments:

Trustee NEVERS advised that ten students would each be receiving a \$500.00 scholarship through the Macomb Community Foundation.

MOTION by KRZEMINSKI seconded by KOEHS to adjourn to Executive session at 7:53 p.m.

The Board returned to regular session at 8:04 p.m.

EXECUTIVE SESSION

24. Review of Macomb Township vs. VanOverbeeke; 23 Mile Road and Card.

MOTION by KOEHS seconded by GOODHUE to authorize Legal Counsel to proceed as discussed.

MOTION carried.

ADJOURNMENT

MOTION by BUCCI seconded by KOEHS to adjourn at 8:06 p.m.

MOTION carried.

Respectfully submitted,

Janet I. Dunn
Macomb Township Supervisor

Michael D. Koehs, CMC
Macomb Township Clerk